



## Senate

General Assembly

**File No. 317**

*January Session, 2001*

Substitute Senate Bill No. 1133

*Senate, April 17, 2001*

The Committee on Planning and Development reported through SEN. DAILY of the 33rd Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

### **AN ACT CONCERNING MUNICIPAL ASSESSMENT OF REAL ESTATE DESIGNATED FOR ELECTRIC GENERATING FACILITIES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. (NEW) (a) Any municipality may, by affirmative vote of  
2       its legislative body, enter into a written agreement with any person  
3       owning or proposing to acquire an interest, by lease or otherwise, in an  
4       electric generating facility located or proposed to be located in the  
5       municipality fixing the assessment of or the amount of taxes payable  
6       with respect to real property and improvements therein and thereon  
7       for a period of not more than twenty-five years.

8       (b) Any municipality may, by affirmative vote of its legislative  
9       body, enter into a written agreement with any person owning or  
10      proposing to acquire an interest, by lease or otherwise, in personal  
11      property to be located at the site of an electric generating facility in the  
12      municipality fixing the assessment of or the amount of taxes payable

13 with respect to such personal property for a period of not more than  
14 twenty-five years.

15 (c) As used in this section "electric generating facility" means a  
16 facility, as defined in subdivision (3) of subsection (a) of section 16-50i  
17 of the general statutes and the provisions of this section shall apply to  
18 any vote of a legislative body before, on or after the effective date of  
19 this act.

20 Sec. 2. This act shall take effect from its passage.

**PD**        **JOINT FAVORABLE SUBST.**

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

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**OFA Fiscal Note**

**State Impact:** None

**Affected Agencies:** None

**Municipal Impact:** See Explanation Below

**Explanation****Municipal Impact:**

The impact to a municipality that decides to enter into a written agreement with an electric generator to fix either the assessment or the amount of property tax payable would depend on how well the municipality took into account the various factors that would go into a cost/benefit analysis of the agreement. The factors include depreciation, technological change, facility utilization, and alternative sites of the plant.

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**OLR Bill Analysis**

sSB 1133

***AN ACT CONCERNING MUNICIPAL ASSESSMENT OF REAL ESTATE DESIGNATED FOR ELECTRIC GENERATING FACILITIES.*****SUMMARY:**

This bill allows towns to fix the assessment or the amount of taxes due on electric generating plants and the personal property they house for up to 25 years. They can do this if the plant uses nonrenewable energy sources, employs no cogeneration technology, or is owned by a utility generator. They must enter into a written agreement with the party that proposes to own the plant or acquire an interest in it, which can be by lease. The towns' legislative body must approve the agreement. The bill applies to agreements approved before, on, or after the bill's effective date.

EFFECTIVE DATE: Upon passage

**COMMITTEE ACTION**

Planning and Development Committee

Joint Favorable Substitute

Yea 17      Nay 0